IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.3817 OF 2005

Praful K. Desai : Petitioner

V/s.

The Asstt. Charity Commissioner,

Thane Region : Respondent

...

Mr.Praful K. Desai, petitioner in person (present).

Mr.A.H. Palekar, Asstt. Govt. Pleader, for the respondent.

...

CORAM : S.A. BOBDE, J.

June 8, 2005.

P.C.:

1. Heard the party in person.

2. The petitioner has challenged the order dated 20.1.2005 at exh.'A'. By this order, the Asstt. Charity Commissioner declined to stay the election and, in fact, directed that the election process be completed. The Asstt. Charity Commissioner has given liberty to the petitioner to file a caveat and raise his grievance after filing the Change Report. The Asstt. Charity Commissioner also directed the declaration of result of

the election and further directed that Change Report be filed under section 22 of the Bombay Public Trusts Act. According to the petitioner, he has filed a caveat, but the Change Report has not been filed, though mandatorily required by law and also under the order of the Asstt. Charity Commissioner. The petitioner, therefore, states that he would apply to the Asstt. Charity Commissioner pointing out the non-compliance of his order dated 20.1.2005 and for taking appropriate action thereon. If the petitioner applies, the Asstt. Charity Commissioner shall dispose of the same, as expeditiously as possible, in accordance with law.

3. The petition is, accordingly, disposed of.

Sd/-

S.A. BOBDE, J.